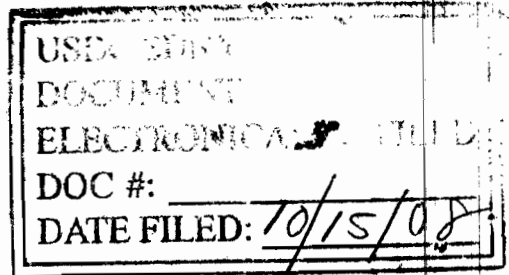


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



In Re: Methyl Tertiary Butyl Ether ("MTBE")
Products Liability Litigation

Master File No. 1:00 - 1898
MDL 1358 (SAS)
M21-88

This document relates to the following case:

Tonneson, et al. v. Sunoco, Inc., et al., 03 Civ. 8248
Basso, et al. v. Sunoco, Inc., et al., 03 Civ. 9050

**[PROPOSED] ORDER FURTHER MODIFYING
CASE MANAGEMENT ORDER #35**

By agreement of the parties and with permission of the Court, the August 14, 2008, Case Management Order No. 35 is further amended and modified as follows:

<u>Event</u>	<u>Deadline</u>
MILS re Exhibit Lists	October 3, 2008
Mental Examination of Robert Gee	October 9, 2008
MSJ re causation	October 17, 2008
Expert Report of Dr. Tellefsen	October 23, 2008
Deposition of Fridman & Bruya	October 24, 3008
MIL re Friedman & Bruya	October 31, 2008
Oppositions to MILS Served September 15, 2008	November 3, 2008
Deposition of Dr. Tellefsen	November 3, 2008
Opposition to MILS re Exhibit Lists	November 3, 2008
Opposition to MSJ re causation	November 7, 2008
MIL re Expert Report of Dr. Tellefsen	November 10, 2008

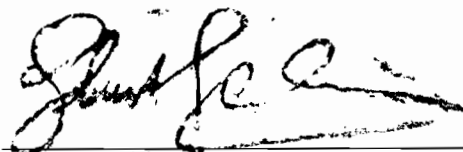
In Re: Methyl Tertiary Butyl Ether ("MTBE") Products Liability Litigation

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<u>Event</u>	<u>Deadline</u>
Parties Exchange Draft Pre-Trial Orders: (1) Voir Dire Questions, (2) Requests to Charge; (3) Trial Memorandum of Law; and (4) Proposed Verdict Sheet	November 10, 2008
Replies to MILS Served September 15, 2008	November 17, 2008
Replies to MSJ re causation	November 17, 2008
Replies to MILS re Exhibit Lists	November 24, 2008
Oppositions to MIL re Friedman & Bruya	November 20, 2008
Oppositions to MIL re Expert Report of Dr. Tellefen	November 25, 2008
Submission to court of Final Joint Pre-Trial Order, including elements required by Court's standard Pre-Trial Order Form (unless some requirements are waived or excused)	December 1, 2008
Replies to MIL re Friedman & Bruya	December 03, 2008
Replies to MIL re Expert Report of Dr. Tellefen	December 08, 2008
Jury Questionnaires Due	December 10, 2008

Dated: New York, New York
October 15, 2008

SO ORDERED



Hon. Shira A. Scheindlin
U.S.D.J.